

88194

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM ALLENDALE COUNTY
Court of Common Pleas

Perry J. Buckner, III, Circuit Court Judge

Case No. 2018-001567

RECEIVED
OCT 29 2018
SC Court of Appeals

JOHN DOE, A MINOR

Appellant.

v.

Allendale County School District

Respondent.

MOTION FOR EXTENSION OF TIME IN WHICH TO FILE THE INITIAL BRIEF OF
APPELLANT AND DESIGNATION OF MATTER

Counsel for appellant respectfully requests an extension of thirty (30) days, **until December 1, 2018**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a first request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court October 31, 2018.
2. Counsel for appellant respectfully submits that circumstances exist which warrant the granting of an extension of time.
3. Counsel for appellant respectfully submits that such circumstances include but are not limited to counsel's heavy work-load with multiple court appearances being scheduled in

the weeks preceding the deadline and the schedule shifting that occurred due to the mandatory hurricane evacuation that occurred on September 11 through September 16, 2018.

4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for appellant has spoken with Counsel for the School District who consents to this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, **until December 1, 2018**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Mallery L. Scheer
Attorney at Law, LLC
49 Elizabeth Street
Charleston, SC 29403
(843) 608-8331 – phone
(843) 800-0055 – facsimile
mallary@mscheerlaw.com

Attorney for Appellant

This 25th day of October, 2018

MALLARY L. SCHEER

ATTORNEY AT LAW, LLC

49 ELIZABETH STREET
CHARLESTON, SC 29403
WWW.MSCHEERLAW.COM

P: (843) 608-8331

F: (843) 800-0055
mallary@mscheerlaw.com

October 25, 2018

SENT VIA FIRST CLASS MAIL & EMAIL

Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211
Email: jkitchings@sccourts.org

RECEIVED
OCT 29 2018
SC Court of Appeals

Re: *John Doe, A Minor v. Allendale County School District*
Case No.: 2018- 15667

Dear Ms. Kitchings:

The Initial Brief of Appellant and Designation of Matter in the above case are due to be served and filed with the Court Wednesday, October 31, 2018. However, due to my heavy work-load, I am requesting a thirty day extension in which to serve and file this brief. Please see the enclosed Motion and \$50.00 filing fee for this request.

I have already spoken with Keira Brown, Attorney for the Respondent, who consents to this extension.

Thank you very much, and should you have any questions, please do not hesitate to contact my office.

Respectfully,

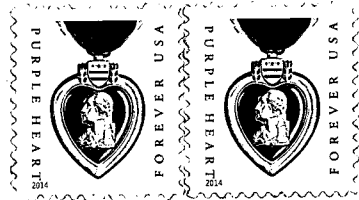


Mallery L. Scheer

Cc: Kiera N. Brown, Esq. (via email)
Susan K. Dunn, Esq. (via email)
William K. Swope (via email)

✓

MALLARY L. SCHEER, ATTORNEY AT LAW
49 ELIZABETH STREET
CHARLESTON, SOUTH CAROLINA 29403



RECEIVED

OCT 29 2018
SC Court of Appeals

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

2921131529 8012

